

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

COHEN & COMPANY, LTD.,

Plaintiff,

v.

COHEN & COMPANY INC.,

Defendant.

CIVIL ACTION

NO. 21-04442

ORDER

AND NOW, this 6th day of October 2022, upon consideration of Defendant's Partial Motion to Dismiss Plaintiff's Amended Complaint (ECF 10), Plaintiff's Memorandum in Opposition (ECF 11), and Defendant's Reply (ECF 12), it is **ORDERED** that Defendant's Motion is **GRANTED**. Count II of the Amended Complaint is dismissed with prejudice.

BY COURT:

/s/ Gerald J. Pappert

GERALD J. PAPPERT, J.